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Attorneys for Defendant LIBERTY MUTUAL
PERSONAL INSURANCE COMPANY

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

12 BRITTANY MCFADDEN, individually,
MARC MCFADDEN, individually,

13 Plaintiffs,

14 v.

15 LIBERTY MUTUAL PERSONAL
16 INSURANCE COMPANY; DOE
INDIVIDUALS 1-20, inclusive; and ROE
17 CORPORATIONS 1-20, inclusive,

18 Defendants.

Case No. 2:24-cv-02322-APG-BNW

**STIPULATION AND ORDER TO
DISMISS PLAINTIFFS' EXTRA-
CONTRACTUAL CAUSES OF ACTION
WITHOUT PREJUDICE AND TO
WITHDRAW MOTION TO DISMISS**

20 IT IS HEREBY STIPULATED by and between the parties hereto through their respective
21 counsel of record, that any and all extra-contractual claims or causes of action, including those set
22 forth in Plaintiffs' second and third causes of action in the Complaint (Doc. 1-1), shall be and hereby
23 are dismissed without prejudice;

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Case No. 2:24-cv-02322-APG-BNW

STIPULATION AND ORDER TO DISMISS PLAINTIFFS' EXTRA-CONTRACTUAL CAUSES OF ACTION
WITHOUT PREJUDICE AND TO WITHDRAW MOTION TO DISMISS

1 Based upon the foregoing, Liberty Mutual Personal Insurance Company's Motion to Dismiss
2 (Doc. 7) is rendered moot. Therefore, the parties further stipulate to the withdrawal of Liberty
3 Mutual Personal Insurance Company's Motion to Dismiss (Doc. 7).

4 DATED this 3rd day of January, 2025

5 McCORMICK, BARSTOW, SHEPPARD,
6 WAYTE & CARRUTH LLP

7 By /s/ Jonathan W. Carlson
8 Jonathan W. Carlson, Nevada Bar No. 10536
9 Amanda A. Ebert, Nevada Bar No. 12731
10 8337 West Sunset Road, Suite 350
11 Las Vegas, Nevada 89113
12 Tel. (702) 949-1100
13 Attorneys for Defendant

14 DATED this 3rd day of January, 2025

15 DIMOPOULOS INJURY LAW

16 By /s/ Garnet E. Beal
17 Steve Dimopoulos, Nevada Bar No. 12729
18 Garnet E. Beal, Nevada Bar No. 12693
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20 Las Vegas, NV 89119
21 Tel. (702) 800-6000
22 Attorneys for Plaintiffs

23 **IT IS SO ORDERED:**

24 DATED this 3rd day of January, 2025

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26 ANDREW P. GORDON
27 CHIEF UNITED STATES DISTRICT JUDGE
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